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8 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
9 AT TACOMA

10 TERRANCE JON IRBY,

11 Plaintiff,

12 v.

13 STATE OF WASHINGTON, et al.,

14 Defendants.
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CASE NO. 3:15-CV-05208-RBL-JRC

ORDER GRANTING MOTION TO
STRIKE


16 This 42 U.S.C. § 1983 civil rights matter has been referred to the undersigned Magistrate
17 Judge pursuant to 28 U.S.C. §§ 636 (b)(1)(A) and (B) and Local Magistrate Judge Rules MJR 1,
18 MJR 3, and MJR 4.

19 Defendant Guidry filed a motion to dismiss (Dkt. 208), which plaintiff responded to (Dkt.
20 219, 221). However, in his reply, defendant Guidry requests that the Court strike plaintiff's
21 responses to his motion to dismiss because it was not filed in a timely manner. Dkt. 227. The
22 docket indicates that both plaintiff's responses were filed on November 8, 2017, before the
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1 November 13, 2017 deadline. *See* Dkt. The Court will therefore not strike the responses on this
2 ground.

3 Defendant also argues that the Court should strike the responses because together they
4 are 44 pages, 20 pages over the limit prescribed in Local Rule 7(e). Plaintiff filed both an
5 “answer to [dkt. 207-208]” (Dkt. 221) and “rebuttal-response” (Dkt. 219) that appears to be an
6 addendum to his “answer.” Defendant is correct that plaintiff’s responses, taken together, are
7 over-length. *See* Dkts. 219, 221. Because of this, the Court will not consider anything beyond the
8 length mandated by Local Rule 7. Therefore, the Court considers the first 24 pages of plaintiff’s
9 “answer” and declines to consider plaintiff’s “rebuttal-response.” The Court grants defendants’
10 motion to strike (Dkt. 227) in part.

11 Dated this 12th day of December, 2017.

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14 J. Richard Creatura
United States Magistrate Judge
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